

## 2001 DRAFTING REQUEST

### Senate Amendment (SA-SB55)

Received: 05/29/2001

Received By: malaigm

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau 6-3847

By/Representing: Shanovich (RR)

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Addl. Drafters:

Subject: Employ Priv - prevailing wage

Extra Copies:

Submit via email: NO

Requester's email:

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#### Pre Topic:

LFB:.....Shanovich (RR) -

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#### Topic:

Prevailing wage; inclusion of public works projects in annual wage rate survey

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#### Instructions:

See Attached--include wages paid on public works projects in annually wage rate survey if the wages paid on those projects is higher than the prevailing wage rate determined for that project.

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#### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	malaigm 05/30/2001	gilfokm 05/30/2001					
/1			rschluet 05/30/2001		lrb_docadmin 05/30/2001		

05/30/2001 04:30:30 PM

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LRBb0462

FE Sent For:

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05/29/2001 11:34:00 AM

Page 1

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1?	malaigm	1-5/29-01 <i>KMG</i>	<i>S</i> 5-30-1	<i>S</i> 5-30-1			

FE Sent For:

&lt;END&gt;

Senator Burke  
Senator Decker

**WORKFORCE DEVELOPMENT -- EMPLOYMENT,  
TRAINING AND VOCATIONAL REHABILITATION PROGRAMS**

**Prevailing Wage Rate--Annual Wage Rate Survey**

9-7

**Motion:**

Move to allow the reporting of wages paid for public works projects on the annual wage rate survey used to determine prevailing wages when the wage rate paid on a public works project is more than the prevailing wage rate established for the project.

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**Note:**

Under current law, DWD determines the prevailing wage rates for state and local public works projects for an area by compiling the wages and benefits paid for a majority of the hours worked in the trade or occupation on projects in the area and determining a prevailing wage rate using that data. In determining prevailing wage rates, DWD cannot include the wages from state, local and federal public works projects. This motion would eliminate this prohibition when the wage rate paid on a public works project is more than the prevailing wage rate established for the project.

SDC:.....Walter - Caucus #4013 , Prevailing wage determinations

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

## CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

- 1 ~~At the locations indicated, amend the substitute amendment as follows:~~
- 2 1. Page 785, line 18: after that line insert:
- 3 (3) "SECTION ~~1618~~ ~~66-293~~ (3) (av) of the statutes is amended to read:
- 4 66.293 (3) (av) In determining prevailing wage rates under par. (am) or (ar),
- 5 the department may not use data from projects that are subject to this section, s.
- 6 103.49 <sup>(2)</sup> ~~or~~ <sup>(2)</sup> 103.50 <sup>229.2275</sup> or 40 USC 276a unless the department determines that there is
- 7 insufficient wage data in the area to determine those prevailing wage rates, in which
- 8 case the department may use data from projects that are subject to this section, s.
- 9 103.49 <sup>1</sup> ~~or~~ <sup>1</sup> 103.50 <sup>1</sup> or 40 USC 276a. The department may also use data from a project
- 10 that is subject to this section, s. 103.49 <sup>1</sup> ~~or~~ <sup>1</sup> 103.50 <sup>1</sup> or 40 USC 276a in determining
- (911) (4) (B) 2026 p. 66, 0903
- (2) or 229.2275 (1) or 229.2275

1 prevailing wage rates under par. (am) or (ar) if the department determines that the  
2 wage rate paid on that project is higher than the prevailing wage rate determined  
3 for that project." 1092 24 2558j

4 2. Page 1089, line 2: after that line insert:

5 "SECTION 2005d. 103.49 (3) (ar) of the statutes is amended to read:

6 103.49 (3) (ar) In determining prevailing wage rates under par. (a) or (am) ~~for~~  
7 ~~building, residential or agricultural projects,~~ the department may not use data from  
8 projects that are subject to this section, s. 66.293 ~~or~~ 103.50, or 40 USC 276a. ~~In~~  
9 ~~determining prevailing wage rates for projects involving the use of heavy equipment,~~  
10 unless the department determines that there is insufficient wage data in the area  
11 to determine those prevailing wage rates, in which case the department may use data  
12 from projects that are subject to this section, s. 66.293 <sup>1</sup>or 103.50 or 40 USC 276a. The  
13 department may also use data from a project that is subject to this section, s. 66.293,  
14 or 103.50 or 40 USC 276a in determining prevailing wage rates under par. (a) or (am)  
15 if the department determines that the wage rate paid on that project is higher than  
16 the prevailing wage rate determined for that project." 1 or 229,8275 ) plain

17 (END)



State of Wisconsin  
2001 - 2002 LEGISLATURE

Soon

LRBb046277  
GMM...  
king

LFB:.....Shanovich (RR) – Prevailing wage; inclusion of public works projects  
in annual wage rate survey

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

Tip Markers, etc.  
△△

1 At the locations indicated, amend the bill as follows:

2 ✓ 1. Page 911, line 4: after that line insert:

3 (3) "SECTION 2026p.66.0903 (3) (av) of the statutes is amended to read:

4 66.0903 (3) (av) In determining prevailing wage rates under par. (am) or (ar),  
5 the department may not use data from projects that are subject to this section, s.  
6 103.49 or 103.50, or 40 USC 276a unless the department determines that there is  
7 insufficient wage data in the area to determine those prevailing wage rates, in which  
8 case the department may use data from projects that are subject to this section, s.  
9 103.49 or 103.50, or 40 USC 276a. The department may also use data from a project  
10 that is subject to this section, s. 103.49 or 103.50, or 40 USC 276a in determining  
11 prevailing wage rates under par. (am) or (ar) if the department determines that the

1 wage rate paid on that project is higher than the prevailing wage rate determined  
2 for that project.”.

History: 1971 c. 154, 307; 1973 c. 181; 1977 c. 29; 1985 a. 159; 1989 a. 56, 228; 1991 a. 316; 1993 a. 112, 399; 1995 a. 27 ss. 3318, 3319, 9130 (4); 1995 a. 215; 1997 a. 3, 35; 1999 a. 70; 1999 a. 150 s. 335; Stats. 1999 s. 66.0903; 1999 a. 186 ss. 51 to 60.

3 ✓ 2. Page 1092, line 24: after that line insert:

4 “SECTION 2558j. 103.49 (3) (ar) of the statutes is amended to read:

5 103.49 (3) (ar) In determining prevailing wage rates under par. (a) or (am), the  
6 department may not use data from projects that are subject to this section, s. 66.0903,  
7 103.50, or 229.8275, or 40 USC 276a unless the department determines that there  
8 is insufficient wage data in the area to determine those prevailing wage rates, in  
9 which case the department may use data from projects that are subject to this  
10 section, s. 66.0903, 103.50, or 229.8275, or 40 USC 276a. The department may also  
11 use data from a project that is subject to this section, s. 66.0903, 103.50, or 229.8275,  
12 or 40 USC 276a in determining prevailing wage rates under par. (a<sup>g</sup>) or (a<sup>m</sup>) if the  
13 department determines that the wage rate paid on that project is higher than the  
14 prevailing wage rate determined for that project.”.

History: 1983 a. 27; 1985 a. 159; 1985 a. 332 ss. 141, 142, 253; 1987 a. 403 s. 256; 1989 a. 228; 1993 a. 112; 1995 a. 27, 215, 225; 1997 a. 35; 1999 a. 70; 1999 a. 150 ss. 628, 672; 1999 a. 167; s. 13.93 (2) (c).

15 (END)



LFB:.....Shanovich (RR) – Prevailing wage; inclusion of public works projects  
in annual wage rate survey

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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6           103.49 or 103.50, or 40 USC 276a unless the department determines that there is  
7           insufficient wage data in the area to determine those prevailing wage rates, in which  
8           case the department may use data from projects that are subject to this section, s.  
9           103.49 or 103.50, or 40 USC 276a. The department may also use data from a project  
10          that is subject to this section, s. 103.49 or 103.50, or 40 USC 276a in determining  
11          prevailing wage rates under par. (am) or (ar) if the department determines that the

1 wage rate paid on that project is higher than the prevailing wage rate determined  
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12 or 40 USC 276a in determining prevailing wage rates under par. (a) or (am) if the  
13 department determines that the wage rate paid on that project is higher than the  
14 prevailing wage rate determined for that project.”.

15 (END)